

Robert E. West
Patent Agent
One Becton Drive, MC 089
Franklin Lakes, New Jersey 07417-1880
tel: 201.847.6782
fax: 201.847.5377
www.bd.com

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Attention: Examiner Michael Mendoza
Company: United States Patent and Trademark Office
Fax number: (703) 872-9306
From: Robert E. West
Date: May 5, 2005
Number of Pages (including this cover): 15

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Applicant(s):	Robert A. Casper et al.	Atty. Docket No.:	P-5352C1
Serial No.:	10/685,187	Group Art Unit:	3731
Filed:	October 14, 2003	Examiner:	Mendoza, Michael
For:	Medicament Respiratory Delivery Device and Method		

The following documents are attached to this facsimile:

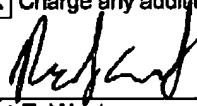
1. Amendment Transmittal Letter;
2. Response to Office Action mailed February 9, 2005; and
3. Terminal Disclaimer To Obviate a Double Patenting Rejection Over A Prior Patent (6,644,309)

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Becton, Dickinson and Company

AMENDMENT TRANSMITTAL LETTER					
Application No. 10/685,187	Filing Date October 14, 2003	Examiner Michael Mendoza	Group Art Unit 3731		
Applicant(s): Casper et al.			Docket No. P-5352C1		
Invention: Medicament Respiratory Delivery Device and Method					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	32	- 25 =	7	x \$50.00	\$350.00
Independent Claims	4	- 4	0	x \$200.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Terminal Disclaimer 37 CFR 1.20(d)					\$130.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					\$480.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input type="checkbox"/> No additional fee is required for this amendment.					
<input checked="" type="checkbox"/> Please charge Deposit Account No. <u>02-1666</u> in the amount of <u>\$480.00</u> . A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge and credit Deposit Account No. <u>02-1666</u> as described below.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Robert E. West Registration No.: 48,030 Becton, Dickinson and Company 1 Becton Drive Franklin Lakes, New Jersey 07417-1880 (201)847-6782				Dated: <u>May 5</u> , 2005	
Doc# 926441					

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Casper et al.

Conf. No.: 4211

Serial No.: 10/685,187

Art Unit: 3731

Filing Date: October 14, 2003

Examiner: Mendoza, Michael

Docket No: P-5352C1

Title: Medicament Respiratory Delivery Device and Method

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO FEBRUARY 9, 2005
OFFICE ACTION**

Sir:

A timely response to this Office Action,

which has a three-month period for response, is due no later than May 9, 2005. Thus, this response is timely filed. Please amend the above-identified application as follows:

Amendments to the Specification are begin on page 2

Amendments to the Claims are reflected in the listing of claims, which begin on page 3 of this paper.

Remarks begin on page 11 of this paper.**A Terminal Disclaimer** is attached following page 12 of this paper.

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COMMISSIONER FOR PATENTS, FACSIMILE NUMBER
703-872-9306 or to P.O. BOX 1450, ALEXANDRIA, VA 22313-
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May 5, 2005

BY: LORRAINE KOWALCHUK



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5/5/05

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